

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS

FILED  
CLERK'S OFFICE

2005 APR 22 AM 10:44

U.S. DISTRICT COURT  
DISTRICT OF MASS.

CHAMPION MORTGAGE, A DIVISION OF )  
KEY BANK, USA NATIONAL ASSOCIATION )  
Plaintiff )

CIVIL ACTION NO. 05-10375 WGY

VS. )

IDA M. GREEN, ESTATE OF )  
JAMES C. GREEN, JR., MASSACHUSETTS )  
DEPARTMENT OF REVENUE, )  
INTERNAL REVENUE SERVICE, )  
MASSACHUSETTS DEPARTMENT OF )  
REVENUE – ESTATE TAX DIVISION, )  
FAIR LABOR AND BUSINESS PRACTICES )  
DIVISION OF THE OFFICE OF THE )  
MASSACHUSETTS ATTORNEY GENERAL, )  
GLORIA ROSCOE, FRANCISCO DePINA )  
Defendants )

Formerly  
Suffolk Superior Court  
C.A. No. 04-5291

**MOTION FOR DEFAULT JUDGMENT**

Plaintiff moves the Court for a Judgment of Default in the above action against the defendants herein.

The Summons and a copy of the Complaint were served on the following Defendants on the following dates:

**DEFENDANT**

**DATE OF SERVICE**

(1) Ida M. Green  
1709 Deerwood Drive  
Augusta, GA 30906

1/12/2005

- (?) Estate of James C. Green, Jr. 1/12/2005  
c/o Ida M. Green  
1709 Deerwood Drive  
Augusta, GA 30906
- (3) Gloria Roscoe 1/10/2005  
33 Wales Street #201  
Dorchester, MA 02124
- (4) Francisco DePina 1/10/2005  
282 Walnut Street #3  
Roxbury, MA 02118

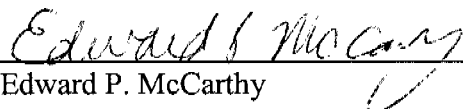
FILED  
CLERK'S OFFICE  
MAR 22 AM 10:49  
JAMES J. HARRIS  
JUDGE OF PROBATE

More than 20 days have passed since the dates of service and the above-referenced Defendants herein have failed to answer or otherwise defend as to the Plaintiff's complaint, or serve a copy of any answer or other defense which they might have had, nor have the Defendants made any appearance herein, nor have any proceedings been taken by the Defendants herein.

Defendants are not in military service and are not infants or incompetent as appears in the affidavit of Edward P. McCarthy hereto annexed as Exhibit A.

Wherefore, Plaintiff moves that this Court make and enter a Judgment that the above-referred Defendants are not entitled to any of the excess proceeds from the mortgage foreclosure of 263 Kennebec Street, Mattapan, Massachusetts being held by the Plaintiff's attorney.

Champion Mortgage, a division of Key Bank, USA  
National Association  
By its Attorney,

  
Edward P. McCarthy  
Rosen & McCarthy, LLP  
4 Whittier Road  
Natick, MA 01760  
(508) 907-6444 x207  
BBO # 555115